IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

SUNDAY, THE SEVENTH DAY OF SEPTEMBER
TWO THOUSAND AND THREE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 23319 of 2003

Between:

1 G.Bhaskara Seetharam, S/o. Venkatacharyulu,
Vanapalli Rural Bank Ltd., No.B-80, Vanapalli, Kothapeta Mandal, East Godavari District.
2 D. Sreeramachandrudu, S/o. Krishna Murthy,
Vanapalli Rural Bank Ltd., No.B-80, Vanapalli, Kothapeta Mandal, East Godavari District.
3 M.Verrayya, S/o. Subba Rao,
Vanapalli Rural Bank Ltd., No.B-80, Vanapalli, Kothapeta Mandal, East Godavari District.
4 B.Ramachandra Rao, S/o. Narasimha Rao,
Vanapalli Rural Bank Ltd., No.B-80, Vanapalli, Kothapeta Mandal, East Godavari District.
5 B.Venkayya, S/o. Satyanarayana Rao,
Vanapalli Rural Bank Ltd., No.B-80, Vanapalli, Kothapeta Mandal, East Godavari District.
6 D.Ramachandra Rao, S/o. Narayana,
Vanapalli Rural Bank Ltd., No.B-80, Vanapalli, Kothapeta Mandal, East Godavari District.
7 D.Venkata Sreerama Rao, S/o. Venkataratnam,
Vanapalli Rural Bank Ltd., No.B-80, Vanapalli, Kothapeta Mandal, East Godavari District.
8 K.Satyanarayana, S/o. Rama Rao,
Sri Satyanarayana Primary Agricultural Coop. Society Ltd., No.38, Chirathapudi, Ambajipeta Mandal,
East Godavari District.
9 K.Bheema Raju, S/o. Bulliaabbai,
Sri Satyanarayana Primary Agricultural Coop. Society Ltd., No.38, Chirathapudi, Ambajipeta Mandal,
East Godavari District.
10 T.Eswara Rao, S/o. Narayana Murthy,
Sri Satyanarayana Primary Agricultural Coop. Society Ltd., No.38, Chirathapudi, Ambajipeta Mandal,

East Godavari District.

11 K. Sreerama Murthy, S/o. Muthyalu,
Sri Satyanarayana Primary Agricultural Coop. Society Ltd., No.38, Chirathapudi, Ambajipeta Mandal,
East Godavari District.

12 E.Suryanarayana Murthy, S/o. Sundara Ramayya,
Avidi Large Sized Cooperative Society Ltd., Kothapeta Mandal, East Godavari District.

13 G.Narasimha Rao, S/o. Narasimha Murthy,
Avidi Large Sized Cooperative Society Ltd., Kothapeta Mandal, East Godavari District.

14 D.Satyanarayana Murthy, S/o. Suryanarayana,
Avidi Large Sized Cooperative Society Ltd., Kothapeta Mandal, East Godavari District.

15 Ch.Venkateswara Roa, S/o. Narayana Murthy,
Avidi Large Sized Cooperative Society Ltd., Kothapeta Mandal, East Godavari District.

16 Y.Satyanarayana, S/o. Rama Rao,
Palivela Primary Agricultural Cooperative Society Ltd., Kothapeta Mandal, East Godavari District.

17 D.Venkata Satyanarayana, S/o. Suryanarayana,
Palivela Primary Agricultural Cooperative Society Ltd., Kothapeta Mandal, East Godavari District.

18 K.V.V.Satyanarayana, S/o. Surya Bhaskara Rao,
Palivela Primary Agricultural Cooperative Society Ltd., Kothapeta Mandal, East Godavari District.

19 J.Rathnamala, W/o. Venkataratnam,
Palivela Primary Agricultural Cooperative Society Ltd., Kothapeta Mandal, East Godavari District.

..... PETITIONERS

AND

1. The Government of Andhra Pradesh, Cooperation Department, Rep. by its Secretary,
Secretariat, Hyderabad.
2. The Commissioner for Cooperation and The Registrar of Cooperative Societies,
Nampally, Hyderabad.
3. The District Coop. Central Bank Limited, Rep. by General Manager.
Kakinada, East Godavari District. Rep. By its General Manager.
4. The District Coop. Officer, Kakinada, East Godavari District.
5. The Divisional Coop. Officer, Amalapuram, East Godavari District.
6. Vanapalli Rural Bank Ltd., B-80,
Vanapalli, Kothapeta Mandal, East Godavari District. Rep. by Person-in-Charge.
7. Sri Satyanarayana Primary Agricultural Coop. Society Ltd., No.38, Chirathapudi, Ambajipeta Mandal, East Godavari District. Rep. by Person-in-Charge.
8. Avidi Large Sized Cooperative Society Ltd., Kothapeta Mandal, East Godavari District. Rep. by Person-in-Charge.

9. Palivela Primary Agricultural Cooperative Society Ltd., Kothapeta Mandal, East Godavari District. Rep. by Person-in-Charge.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction, more particularly one in the nature of Writ of Mandamus declaring the action of the respondent No.4 to 5 directing the 6th to 9th respondent societies to remove the petitioners from service as illegal, arbitrary and violative of Article 14, 19(1)(g) and 21 of the Constitution of India besides declaring the Section-116-C is prospective in nature and

Counsel for the Petitioner:MR. A. SATYA PRASAD

Counsel for the Respondents No.1, 2,4 and5: G.P. for Cooperation.

Counsel for the Respondent No.3 : MR.C.V.MOHAN REDDY.

Counsel for the Respondents No.7 & 9 : **MR.P.UDAYA BHASKARA RAO.**

Counsel for the Respondents No. 6 & 8: None appeared.

The Court made the following :

ORDER:

The learned counsel appearing for the petitioner/s submits that this Writ petition is covered by the judgment of this Court in W.P.No. 3171 of 2003 and batch dated 30.8.2004.

Following the same, this Writ petition is dismissed. No costs.

Tjs 07.09.2004.

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Secretary, Cooperation Department, Government of Andhra Pradesh, Secretariat, Hyderabad.
2. The Commissioner for Cooperation and The Registrar of Cooperative Societies, Nampally, Hyderabad.
3. The General Manager, District Coop. Central Bank Limited, Kakinada, East Godavari District.
4. The District Coop. Officer, Kakinada, East Godavari District.
5. The Divisional Coop. Officer, Amalapuram, East Godavari District.
6. Person-in-Charge, Vanapalli Rural Bank Ltd., B-80, Vanapalli, Kothapeta Mandal, East Godavari District.
7. Person-in-Charge, Sri Satyanarayana Primary Agricultural Coop. Society Ltd., No.38, Chirathapudi, Ambajipeta Mandal, East Godavari District.
8. Person-in-Charge, Avidi Large Sized Cooperative Society Ltd., Kothapeta Mandal, East Godavari District.
9. Person-in-Charge, Palivela Primary Agricultural Cooperative Society Ltd., Kothapeta Mandal, East Godavari District.

10. 2CCs to G.P. for Cooperation, High Court Buildings, High Court of A.P., Hyderabad (OUT).

11. 2CD copies.